

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D18114/01

REGULATORY PROJECT MANAGER: Johnson

Date: 10/19/2006

PROJECT REVIEW/DETERMINATION COMPLETED: Desk top
 At the Project Site YES

Date: 10/19/2006

Date: 2/23/2006

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Chambers

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

29° 42' 37"N, 94° 55' 22"W

Approximate Size of Site/Property (Including Uplands & In Acres):

280 ac

Name of Waterway or Watershed:

Cedar Bayou

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		XXXXXXX							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXX
Is or would be used as habitat for endangered species?					XXX
Is used to irrigate crops sold in interstate commerce?					XXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary or Approved XXXX

navigation or interstate commerce connections - 1 to 3 paragraphs): Pondered wetlands are isolated with no hydrological connection or known nexus to interstate commerce.

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DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RCC
FILE NUMBER: D-19094

REGULATORY PROJECT MANAGER: John Wong **Date:** 19 Oct. 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) **Date:** 5 Oct 2006
 At the project site Y (Y/N) **Date:** Apr-Sep 2002, Mar 2003

PROJECT LOCATION INFORMATION:

State: Texas
County: Nueces
Center coordinates of site by latitude & longitudinal coordinates: 27-23-50/97-13-22
Approximate size of site/property (including uplands & in acres): 3.6 acres
Name of waterway or watershed: Laguna Madre/Gulf of Mexico

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands			X						
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?		X			
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved X.

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D18781

REGULATORY PROJECT MANAGER: Johnson

Date: 10/26/2006

PROJECT REVIEW/DETERMINATION COMPLETED: Desk top
 At the Project Site YES

Date: 10/26/2006

Date: 8/30/2006

PROJECT LOCATION INFORMATION:

State: Texas
County: Harris
Center Coordinates of Site by Latitude & Longitudinal Coordinates: 29° 47' 24"N, 95° 02' 24"W
Approximate Size of Site/Property (Including Uplands & In Acres): 140 ac
Name of Waterway or Watershed: North Galveston Bay

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands					XXXXXXX				
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXX
Is or would be used as habitat for endangered species?					XXX
Is used to irrigate crops sold in interstate commerce?					XXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved XXXX

navigation or interstate commerce connections - 1 to 3 paragraphs): Wetlands are isolated with no hydrological connection or known nexus to interstate commerce.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D19013

REGULATORY PROJECT MANAGER: Johnson

Date: 10/30/2006

PROJECT REVIEW/DETERMINATION COMPLETED: Desk top
 At the Project Site _____

Date: 10/30/2006

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

29° 59' 57"N, 95° 14' 35"W

Approximate Size of Site/Property (Including Uplands & In Acres):

70

Name of Waterway or Watershed:

Spring Creek

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	XXXXXXX								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXX
Is or would be used as habitat for endangered species?					XXX
Is used to irrigate crops sold in interstate commerce?					XXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved XXXX

navigation or interstate commerce connections - 1 to 3 paragraphs): Wetlands are isolated with no hydrological connection or known nexus to interstate commerce.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D18427

REGULATORY PROJECT MANAGER: Johnson

Date: 10/30/2006

PROJECT REVIEW/DETERMINATION COMPLETED: Desk top
 At the Project Site YES

Date: 10/26/2006

Date: 6/20/2006

PROJECT LOCATION INFORMATION:

State:
 County:
 Center Coordinates of Site by Latitude & Longitudinal Coordinates:
 Approximate Size of Site/Property (Including Uplands & In Acres):
 Name of Waterway or Watershed:

Texas
 Harris
 29° 35' 18"N, 95° 01' 45"W
 West Galveston Bay

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands			XXXXXXX						
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXX
Is or would be used as habitat for endangered species?					XXX
Is used to irrigate crops sold in interstate commerce?					XXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary or Approved XXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Wetlands are isolated with no hydrological connection or known nexus to interstate commerce.

INFORMATION SHEET
 DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
 FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
 ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-18650

REGULATORY PROJECT MANAGER: Hudson

Date: 30 Oct 06

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)

Date: 30 Oct 06

At the project Site: Y(Y/N)

Date: 6 Juen \$ 22 Sept 06

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29 54.94N 95 13.80W

Approximate Size of Site/Property (Including Uplands & in Acres)

970 Acres

Name of Waterway or Watershed

Greens Bayou

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		X							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY X or APPROVED _

ADDITIONAL INFORMATION SUPPORTING NJD: isolated wetlands had no known nexus to interstate commerce.

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DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG Galveston
FILE NUMBER: D-18718
REGULATORY PROJECT MANAGER: Weithorn

COPY

Date: 30-Oct-06

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y
 At the Project Site (Y/N)

Date: 30-Oct-06
 Date: N/A

PROJECT LOCATION INFORMATION:

State: _____
 County: _____
 Center Coordinates of Site by Latitude & Longitudinal Coordinates: _____
 Approximate Size of Site/Property (Including Uplands & In Acres): _____
 Name of Waterway or Watershed: _____

Texas
Galveston
29 24' 03" N, 95 01' 35" W
151
West Galveston Bay

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands							X		
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?	X				
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved X

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

COPY

30 October 2006

MEMORANDUM FOR THE FILE

Subject: **D-18718**; Jurisdictional Delineation Verification, 151 Acres Between Interstate 45 and FM 1764 in the City of Texas City, Galveston County, Texas

1. The total project site is approximately 151 acres. Located within the project boundaries are an undetermined amount of isolated wetlands. It appears if none of these wetlands extend off of the subject tract. No project specifics were given with the jurisdictional determination request to ascertain which, if any, of these wetlands are to be filled.
2. The wetlands that were determined to be isolated were called so because they are completely outside the 100-year floodplain of a water of the United States, have no known nexus to interstate commerce, and are not part of a surface tributary system.
3. No waters of the U.S. are present on the subject tract.

A handwritten signature in black ink, appearing to read 'Glenn Weitknecht', with a stylized, sweeping flourish extending to the right.

Glenn Weitknecht
Regulatory Specialist

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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RCC
 FILE NUMBER: 23926(01)

REGULATORY PROJECT MANAGER: John Wong Date: 31 Oct 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 31 Oct 06
 At the project site Y (Y/N) Date: 23 Oct 06

PROJECT LOCATION INFORMATION:

State: Texas
 County: Willacy
 Center coordinates of site by latitude & longitudinal coordinates: 26-33-04/97-25-25
 Approximate size of site/property (including uplands & in acres): 3 acres
 Name of waterway or watershed: Laguna Madre

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?				X	

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved X.

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

INFORMATION SHEET
 DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
 FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
 ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston District

FILE NUMBER: D-12863/3

REGULATORY PROJECT MANAGER: John Davidson

Date: 13 Nov. 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
 At the project Site: N(Y/N)

Date: 13 November 2006

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29-36-42.4602 N; 95-18-6.0093 W

Approximate Size of Site/Property (Including Uplands & in Acres)

17 Acres

Name of Waterway or Watershed

Galveston Bay watershed

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									X
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce				X	

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: The tract contained wetlands located above the 100-year floodplain that do not have a direct hydrologic surface connection to the unnamed tributary. These wetlands are isolated with no known nexus to interstate commerce and therefore, are not waters of the United States.

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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D11289/01

REGULATORY PROJECT MANAGER: Johnson

Date: 11/5/2006

PROJECT REVIEW/DETERMINATION COMPLETED: Desk top
 At the Project Site YES

Date:
Date: 10/20/2006

PROJECT LOCATION INFORMATION:

State: Texas
County: Liberty
Center Coordinates of Site by Latitude & Longitudinal Coordinates: 30° 04' 15"N, 94° 38' 59"W
Approximate Size of Site/Property (Including Uplands & In Acres): 158 ac
Name of Waterway or Watershed: Blue Bayou

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands					XXXXXXX				
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXX
Is or would be used as habitat for endangered species?					XXX
Is used to irrigate crops sold in interstate commerce?					XXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary or Approved XXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Wetlands are isolated with no hydrological connection or known nexus to interstate commerce.

INFORMATION SHEET
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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D-18973

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 12/11/2006

PROJECT REVIEW/DETERMINATION COMPLETED: Yes Desktop (Y/N)
 At the Project Site NO

Date: 12/11/2006

Date: _____

PROJECT LOCATION INFORMATION:

State: Texas

County: Harris

Center Coordinates of Site by Latitude & Longitudinal Coordinates: 29° 39' 59"N, 95° 06' 09"W

Approximate Size of Site/Property (Including Uplands & In Acres): 24ac

Name of Waterway or Watershed: Willow Springs Creek

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	XXXXXX								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XX
Is or would be used as habitat by other migratory birds that cross state lines?					XX
Is or would be used as habitat for endangered species?					XX
Is used to irrigate crops sold in interstate commerce?					XXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved XX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

No known nexus to interstate commerce nor a hydrological connection to another waterway.

INFORMATION SHEET
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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG Galveston District

FILE NUMBER: D-17002/(01)

REGULATORY PROJECT MANAGER: Weltknecht

Date: 11-Dec-06

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y
 At the Project Site N

Date: 11-Dec-06

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Fort Bend County

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

29 32' 24" N, 95 32' 48" W

Approximate Size of Site/Property (Including Uplands & In Acres):

22-Acres

Name of Waterway or Watershed:

Lower Brazos River

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									X
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved X

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

MEMORANDUM FOR THE FILE

SUBJECT: **D-17002/(01)**; Jurisdictional Determination, Approximately 22.0 Acres,
South of the Intersection of State Highway 6 and Oyster Creek Drive, City of Missouri
City, Fort Bend County, Texas

1. The total project site is approximately 22 acres. Located within the project boundaries are what appear to be an unknown amount of isolated wetlands. None of these wetlands extend off of the subject tract. No project specifics were given with the jurisdictional determination request to ascertain which, if any, of these wetlands are to be filled.
2. The wetlands that were determined to be isolated were called so because they are completely outside the 100-year floodplain of a water of the United States, have no known nexus to interstate commerce, and have no apparent direct surface hydrological connection to a water of the United States.
3. No waters of the U.S. are present on the subject tract.



Glenn Weitknecht
Regulatory Specialist

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG Galveston District

FILE NUMBER: D-19006

REGULATORY PROJECT MANAGER: Weltknecht

Date: 15-Dec-06

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y
 At the Project Site N

Date: 15-Dec-06

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Liberty and Chambers

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

Start: 30 08' 30" N, 94 38' 11" W

Approximate Size of Site/Property (Including Uplands & In Acres):

300

Name of Waterway or Watershed:

Trinity River

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									X
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved Yes

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

MEMORANDUM FOR THE FILE

SUBJECT: D-19006 & Department of the Army Permit SWG-06-12-007,
Approximately 33-Mile Pipeline from Hull, Liberty County to Mont Belvieu, Chambers
County, Texas

1. The proposed pipeline route is approximately 33-miles. Located within the project boundaries are what appear to be an unknown amount of isolated wetlands. Most of these wetlands extend off of the pipeline corridor. These wetlands will be temporarily impacted by the construction of a new pipeline.
2. The wetlands that were determined to be isolated were called so because they are completely outside the 100-year floodplain of a water of the United States, have no known nexus to interstate commerce, and have no apparent direct surface hydrological connection to a water of the United States.
3. There are 31.47-acres of waters of the U.S. present within the pipeline corridor.



Glenn Weitknecht
Regulatory Specialist

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RCC
FILE NUMBER: D-19159

REGULATORY PROJECT MANAGER: John Wong **Date:** 28 Dec 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office _Y_ (Y/N) **Date:** 18 Dec 2006
 At the project site _Y_ (Y/N) **Date:** 6 Dec 2006

PROJECT LOCATION INFORMATION:

State: Texas
 County: San Patricio
 Center coordinates of site by latitude & longitudinal coordinates: 27-52-50/97-09-39
 Approximate size of site/property (including uplands & in acres): 4.3 acres
 Name of waterway or watershed: Redfish Bay

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands		X							
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?				X	

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved X.

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Isolated by roads and railroad grade.